



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

McGILL

Atty. Ref.: 978-73

Serial No. 10/727,559

Group: 1723

Filed: December 5, 2003

Examiner: D. Sorkin

For: FOOD BLENDING APPARATUS

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

TERMINAL DISCLAIMER

Your petitioner, McGill Technology Limited, a corporation having an office and place of business at McGill Technology Building, Endeavor Park, London Road, Addington, West Malling, Kent, Great Britain ME19 5TW, represents that it is the assignee as recorded in an assignment at Reel 015008/Frame 0330, of all right, title and interest in and to Application Serial No. 10/727,559, filed December 5, 2003, for FOOD BLENDING APPARATUS.

Your petitioner hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term as presently shortened by any terminal disclaimer of Patent No. 6,854,875 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to such patent granted on the above-identified application shall be the same as the legal title to the above-identified

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Patent No. 6,854,875, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of Patent No. 6,854,875 in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned is an attorney of record.

Applicant's Representative

By: Alan M. Kagen
Name: Alan M. Kagen
Registration No. 36,178

Dec. 1, 2005

Date of Execution